

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

LARRY GIVENS,

Plaintiff,

vs.

PA JOHN DOE NEAU, DR. JANE  
DOE SUITER, MARTIN LYONS,  
STEVEN HAMMOND, and  
JANE/JOHN DOE T. HOFFMAN,

Defendants.

NO: 12-CV-5170-JPH

ORDER ADOPTING REPORT AND  
RECOMMENDATION, DISMISSING  
COMPLAINT WITHOUT PREJUDICE  
AND DIRECTING THAT  
COLLECTION OF THE FILING FEE  
CEASE

Magistrate Judge Hutton filed a Report and Recommendation (ECF No. 11) recommending that Mr. Givens' request to Voluntarily Dismiss this action be granted. Defendants have not been served. There being no objections, the Court **ADOPTS** the Report and Recommendation. Plaintiff's Motion (ECF No. 8) is **GRANTED** and this action is **DISMISSED WITHOUT PREJUDICE**.


ORDER ADOPTING REPORT AND RECOMMENDATION, DISMISSING  
COMPLAINT WITHOUT PREJUDICE -- 1

1           **IT IS FURTHER ORDERED** Plaintiff's Motion to waive filing fee (ECF  
2 No. 9) is **GRANTED** and the institution having custody of Mr. Givens shall cease  
3 collection of the filing fee in this action, cause number **12-CV-5170-JPH**.

4           **IT IS SO ORDERED.** The District Court Executive is directed to enter this  
5 Order, enter judgment of dismissal without prejudice, forward a copy to Plaintiff  
6 and **CLOSE** the file. The District Court Executive is further directed to send a  
7 copy of this Order to the **Office of the Department of Corrections, Attn:**  
8 **LFO/COS UNIT, P.O. Box 41107, Olympia, WA 98504-1107**, to forward to the  
9 appropriate agency having custody of Plaintiff. The District Court Executive also  
10 shall provide a copy of this Order to the Financial Administrator for the United  
11 States District Court, Eastern District of Washington.

12           **DATED** May 30, 2013.



  
THOMAS O. RICE  
United States District Judge